



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-0271/2
JTK&MES:kjf:pg

3

TH 6/22
if possible

2007 BILL

(regenerate)

1 AN ACT *to repeal* 38.04 (15), 38.08 (1g), (2) and (2m), 38.10, 60.72 (8) (b), 60.74
2 (1), 60.74 (2), 60.74 (3) (b), 60.74 (4), 60.74 (5), 60.74 (5m), 60.74 (6), 60.75 (1)
3 (b), 60.75 (2) (c), 60.75 (3) (c), 60.76 (1) (b), 200.09 (9), 200.09 (11) (a), 200.09 (11)
4 (am) 2. and 3. and (b), 200.15 (4), 200.25 (1) to (4), 200.25 (8), 229.42 (4) (a) to
5 (f), 229.42 (7) (b) 2. and 3., 229.66 (2) (a) to (g), 229.822 (2) (a) to (c), 229.842 (2)
6 (a) to (d), 229.842 (3) (a) 1. to 4., 229.842 (3) (b) and 229.842 (4); **to renumber**
7 **and amend** 60.74 (3) (a), 60.75 (1) (a), 60.76 (1) (a), 66.0217 (10) (b), 200.09 (11)
8 (am) 1., 229.42 (4) (intro.), 229.42 (7) (b) 1., 229.66 (2) (intro.), 229.822 (2)
9 (intro.), 229.842 (2) (intro.) and 229.842 (3) (a) (intro.); **to amend** 5.01 (4) (a),
10 5.02 (3), (5) and (23), 5.15 (1) (c), 5.58 (1r), 5.58 (2m), 5.58 (3), 5.60 (1) (title), 5.60
11 (1) (b), 5.60 (4m), 5.60 (6m), 7.10 (1) (a), 7.51 (3) (b), 7.51 (3) (d), 7.51 (4) (b), 7.51
12 (5) (a) 2. and 3. and (b), 7.60 (4) (a), 7.60 (5) (a), 7.70 (3) (d), 8.10 (3) (cm), 8.10
13 (3) (d), 8.10 (6) (a), 8.11 (1) (a), (b) and (d), 9.10 (1) (a), 9.10 (2) (b), 9.10 (2) (d),
14 9.10 (3) (a), 9.10 (4) (a), 9.10 (4) (d), 9.10 (7), 10.05, 11.02 (3), 11.26 (1) (c), 11.26

BILL

(1) (d) 2., 11.26 (2) (c), 11.26 (2) (e) 2., 11.31 (1) (f), 11.31 (1) (g) (intro.), 17.13 (intro.), 17.13 (3), 17.27 (1m), 38.08 (1) (b), 60.72 (8) (a), 60.72 (8) (d), 60.75 (2) (a), 60.75 (2) (b), 60.75 (2) (d), 60.75 (3) (a), 60.75 (3) (b), 60.75 (4), 60.785 (2) (b), 66.0219 (2) (a), 66.0227 (3), 67.05 (5) (a), 67.05 (7) (b), 67.05 (7) (e), 200.09 (1), 200.11 (9), 200.27 (1), 200.27 (3), 229.42 (3), 229.42 (5), 229.42 (6), 229.42 (7) (a), 229.435, 229.66 (3), 229.66 (4), 229.66 (6), 229.822 (3), 229.822 (6), 229.842 (1) (b), 229.842 (3) (c) and 229.842 (7); **to repeal and recreate** 17.27 (3), 38.08 (1) (a), 200.23 (2) and 200.25 (7) (a); and **to create** 5.15 (2) (f) 6., 5.58 (1t), 5.58 (1w), 5.58 (2s), 5.60 (1) (aL), 5.60 (4n), 5.60 (4p), 7.53 (3n), 7.70 (6), 7.70 (7), 8.10 (3) (ae), 8.10 (3) (af), 8.10 (6) (f), 8.10 (6) (g), 8.11 (2g), 8.11 (6), 8.11 (7), 8.11 (8), 8.11 (9), 8.11 (10), 11.02 (9) to (15), 11.31 (1) (g) 1. d., 17.01 (9m), 17.01 (10m), 17.01 (11n), 17.02 (2), 17.02 (5), 17.17 (2) and (2m), 17.27 (1g), 38.06 (6), 38.08 (1) (e), 38.08 (6), 66.0217 (10) (b) 1. to 3. and 229.42 (7) (c) of the statutes; **relating to:**

governance of metropolitan sewerage districts created by 1st class cities; popular election of metropolitan sewerage commissions in other sewerage districts, town sanitary district commissions, governing boards of local exposition, professional baseball park, professional football stadium, and cultural arts districts, and technical college district boards; providing an exemption from and extending the time limit for emergency rule procedures; and granting rule-making authority.

and
professional
baseball
park
districts

Analysis by the Legislative Reference Bureau

Currently, the members of a metropolitan sewerage district commission in sewerage districts not created by first class cities and the members of town sanitary district commissions may be elected or appointed. Currently, the members of the metropolitan sewerage district commission in a sewerage district created by a first class city and the members of the governing boards of local exposition, professional baseball park, professional football stadium, and cultural arts districts are

BILL

, except the members of a district professional baseball park district board,

appointed. This bill provides for the popular election of all members of these commissions and boards on a nonpartisan ballot at the spring election, beginning in 2009.

Milwaukee Metropolitan Sewerage Commission

Currently, the membership of the commission governing a metropolitan sewerage district created by a first class city — currently only the Milwaukee Metropolitan Sewerage District (MMSD) — is composed of not less than nine nor more than 13 members who are appointed by the mayor of the first class city and an executive council consisting of the chief elective officers of the other cities and the villages and towns that are wholly or partly contained within the district. Members serve for three-year terms. The allocation of seats between the first class city and the other municipalities is determined on the basis of the populations of the first class city and the other territory within the district relative to the population of the district. Commissioners may be removed by their appointing authorities at any time, and vacancies are filled in the same manner that regular appointments are made.

This bill provides instead for an 11-member commission to be elected by the electors of the metropolitan sewerage district on a nonpartisan ballot at the spring election. Under the bill, each member is elected to represent a subdistrict within the metropolitan sewerage district. Subdistricts must be equal in population, insofar as practicable. A member must reside within the subdistrict from which he or she is elected. Members serve for two-year terms, with the terms of those members representing even-numbered subdistricts expiring in even-numbered years and the terms of those members representing odd-numbered subdistricts expiring in odd-numbered years. Commissioners may be removed from office by a circuit court for cause and are subject to recall in the same manner as is currently provided for municipal elective officers. Vacancies are filled by appointment of the remaining members of the commission until a successor can be chosen at the spring election. Nomination paper signature requirements and contribution limits are the same as currently provided for other local offices, and spending guidelines are the same as for the office of county supervisor in counties having a population of 500,000 or more. Candidates for the office of commissioner are not eligible to receive public grants to finance their campaigns.

Under current law, the chairperson of the MMSD is elected by the other commissioners for a term specified by MMSD rule, although the chairperson is removable at the pleasure of the commission. Under this bill, the chairperson of the MMSD is elected by the other commissioners for a one-year term, and he or she is still removable during his or her term by a majority vote of the other members of the commission.

The bill provides for the commission to redistrict the subdistricts on a decennial basis. Under the bill, each reapportionment plan must provide for each subdistrict to consist of whole wards or municipalities. In addition, the commission must give due consideration to maintaining the compactness of subdistricts, maintaining the integrity of counties and municipalities within subdistricts, maintaining communities of interest within subdistricts, and fostering politically competitive subdistricts. However, the bill provides for the initial plan of apportionment of the

BILL

subdistricts within the metropolitan sewerage district to be prescribed by state law pursuant to the recommendations of a special legislative committee which is charged by the bill with recommending an initial apportionment plan to the legislature. The bill provides that the plan is subject to the same standards that apply to a decennial reapportionment plan. Under the bill, the committee consists of ten members, including four members of the majority party within each house and one member of the minority party within each house. Each house must ensure that at least three of its appointees represent legislative districts that are wholly or partially contained within the metropolitan sewerage district. The enacted plan remains in effect until the next decennial census.

Other metropolitan sewerage commissions

Currently, the commissioners of a metropolitan sewerage district that does not include territory within a first class city are appointed by the county board or boards of supervisors of the county or counties having territory within the district or by the municipalities having territory in the district, except that if the governing bodies of all municipalities having territory within a district so determine, the commissioners are elected at large on a nonpartisan ballot at the spring election.

This bill provides that the commissioners of all metropolitan sewerage districts that do not include territory within a first class city shall be elected at large on a nonpartisan ballot at the spring election. Under the bill, the terms of service, method for filling vacancies, nomination paper signature requirements, and contribution limits for the office of commissioner in such districts are the same as currently provided for elective commissioners of the districts. Candidates for the office of commissioner are not eligible to receive public grants to finance their campaigns.

Town sanitary district commissions

Currently, one or more towns may organize a town sanitary district. The boundaries of the district need not be coterminous with any town. Each district is governed by a town sanitary district commission consisting of three members who serve at large for six-year terms, except that if a district is contained entirely within one town, the town board may constitute itself as the commission. Alternatively, the town board may provide for the appointment of commissioners, or may provide for the election of commissioners on a nonpartisan ballot at the spring election. If a district is contained within more than one town, the town board of the town containing the largest portion of the equalized full value of taxable property in the district may provide for the appointment or election of commissioners. Upon petition of a number of electors of the town equaling at least 20 percent of the vote cast for governor in the district at the last election, the district must change the method of selection of commissioners from appointment to election, and if a petition is approved by the electors of the district in a referendum, must change the method of selection of commissioners from election to appointment.

This bill provides for the election of each town sanitary district commission by the electors of the district at large on a nonpartisan ballot at the spring election. Under the bill, commissioners continue to serve for staggered six-year terms. The bill provides that the method of filling vacancies, nomination paper signature requirements, and contribution limits for the office of commissioner are the same as

BILL

currently provided for elected commissioners of town sanitary districts. Under the bill, candidates for the office of commissioner are not eligible to receive public grants to finance their campaigns.

Technical college district boards

Currently, the state technical college system is managed on the local level by district boards consisting of nine members in each of the state's 16 technical college districts. The members of the technical college district board for each district are appointed by an appointment committee consisting of local elected officials in accordance with a representation plan based upon population distribution within the district, including distribution of women and minorities. All members of district boards must be residents of the district. Two members must be employers and two members must be employees. One member must be a school district administrator of a school district that lies within the technical college district. All members serve for three-year terms.

This bill provides for the election of all members of district boards from election districts within each technical college district on a nonpartisan ballot at the spring election. Each member must be an elector of the election district from which he or she is elected. Terms are changed to four years. Board members may be removed from office by a circuit court for cause and are subject to recall in the same manner as is currently provided for municipal elective officers. Vacancies are filled by appointment of the remaining members of the board until a successor can be chosen at the spring election. Under the bill, current district board members serve until July 1, 2009, at which time district board members who are elected at the 2009 spring election take office. The terms of the members are staggered so that at least two are elected every year. Nomination paper signature requirements, contribution limits, and spending guidelines are the same as currently provided for the office of representative to the assembly. Candidates for the district board are not eligible to receive public grants to finance their campaigns.

Local exposition district boards of directors

Currently, any municipality or combination of two or more municipalities may create an exposition district, the territory of which is coterminous with the territory of the sponsoring municipality or municipalities, except that if the sponsoring municipality is a first class city, the territory of the district is coterminous with that municipality and each city or village that is wholly or partly contained within the most populous county in which the city is located. The district is governed by a board of directors whose members are appointed by the chief executive officer or officers of the sponsoring municipality or municipality, subject to confirmation by the municipal governing body or bodies. The number of members of a board of directors varies depending upon which municipality sponsors the district and whether there is more than one such municipality. Board members must be qualified to serve in accordance with certain statutory membership categories. Board members serve for staggered three-year terms.

This bill provides for the election of all members of local exposition district boards for staggered three-year terms at large by the electors of the district on a nonpartisan ballot at the spring election. Under the bill, all board members must

BILL

be residents of the district. The bill permits the current appointing authorities or authorities to appoint initial board members in a newly created district and to fill vacancies by appointment. Nomination paper signature requirements and contribution limits are the same as currently established for local offices in special purpose districts. Under the bill, candidates for the office of board member are not eligible to receive public grants to finance their campaigns.

Local professional baseball park district boards

Currently, there is created a professional baseball park district in each county with a population of 600,000 or more and all counties that are contiguous to that county that are not included within another such district. The district is governed by a district board whose members are appointed, in numbers specified in the statutes, by the governor, subject to confirmation by the senate, by the chief executive officers of the counties within the district, and by the mayor or common council president of the most populous city within the district. Currently, there exists one professional baseball park district in this state which has a district board consisting of 13 members.

*JWS
6A*

This bill provides for the election of all members of each local professional baseball park district board for staggered four-year terms at large by the electors of the district on a nonpartisan ballot at the spring election. Under the bill, all district board members must be residents of the district. The bill permits the chief executive officers of each of the counties that are contained within the district to appoint initial district board members in a newly created district and to fill vacancies by appointment. Nomination paper signature requirements are the same as currently provided for the office of state senator. Contribution limits are the same as currently established for local offices in special purpose districts. Under the bill, candidates for the office of district board member are not eligible to receive public grants to finance their campaigns.

Local professional football stadium district boards

Currently, there is created a professional football stadium district in each county with a population of more than 150,000 in which is located the principal site of a stadium that is home to a professional football team that meets certain specified statutory criteria. The district is governed by a district board whose members are appointed, in numbers specified in the statutes, by the mayor of the most populous city that is located wholly or partly within the district, the chief elected official of each other municipality that is located wholly or partly within the district, and the county executive or board chairperson of the county in which the football stadium is located. Currently, there exists one professional football stadium district in this state which has a district board consisting of eight members.

This bill provides for the election of all members of each local professional football stadium board for staggered two-year terms at large by the electors of the district on a nonpartisan ballot at the spring election. Under the bill, all district board members must be residents of the district. The bill permits the mayor of the most populous city that is wholly or partly contained within the district, the chief elected official of each other municipality that is contained within the district, and the county executive or board chairperson of the county in which the football stadium

BILL

is located to appoint initial district board members in a newly created district and to fill vacancies by appointment. Nomination paper signature requirements are the same as currently established for the office of county executive, and contribution limits are the same as currently established for local offices in special purpose districts. Under the bill, candidates for the office of district board member are not eligible to receive public grants to finance their campaigns.

Local cultural arts district boards

Currently, any city with a population of more than 150,000 may create a cultural arts district, the boundaries of which are coterminous with the boundaries of the city. The district is governed by a district board. If the sponsoring city is a first class city, the common council determines the membership and method of selection of the district board members. If the sponsoring city is not a first class city, the governor, mayor of the sponsoring city, and county executive or their designees serve as members of the district board, and the governor may appoint three additional members, the mayor may appoint six additional members, and the county executive may appoint one additional member.

This bill provides for the election of all members of each cultural arts district board for staggered four-year terms at large by the electors of the district on a nonpartisan ballot at the spring election. Under the bill, all district board members must have resided within 25 miles of the sponsoring city's city hall for at least one year prior to assuming office. The bill permits a committee consisting of the governor, the mayor of the sponsoring city, and the county executive or board chairperson of the county in which the largest portion of the population of the sponsoring city is located to appoint initial district board members in a newly created district and to fill vacancies by appointment. Nomination paper signature requirements and contribution limits are the same as currently established for local offices in special purpose districts. Under the bill, candidates for the office of district board member are not eligible to receive public grants to finance their campaigns.

For further information see the ***state and local*** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 5.01 (4) (a) of the statutes is amended to read:

2 5.01 (4) (a) If 2 or more candidates for the same office receive the greatest, but
3 an equal number of votes, the winner shall be chosen by lot in the presence of the
4 board of canvassers charged with the responsibility to determine the election, or in
5 the case of an election for state or national office or metropolitan sewerage

BILL**SECTION 1**

1 commissioner, if the ~~commissioner~~ metropolitan sewerage district is elected
2 organized under s. 200.09 (11) ~~(am)~~ subch. I of ch. 200, in the presence of the
3 chairperson of the board or the chairperson's designee.

4 **SECTION 2.** 5.02 (3), (5) and (23) of the statutes are amended to read:

5 5.02 (3) "Educational officer" means the state superintendent, a member of a
6 technical college district board, and a school board members member.

7 (5) "General election" means the election held in even-numbered years on the
8 Tuesday after the first Monday in November to elect United States senators,
9 representatives in congress, presidential electors, state senators, representatives to
10 the assembly, district attorneys, state officers other than the state superintendent,
11 members of the technical college district boards, and judicial officers, and county
12 officers other than supervisors and county executives.

13 (23) "State office" means the offices of governor, lieutenant governor, secretary
14 of state, state treasurer, attorney general, state superintendent, justice of the
15 supreme court, court of appeals judge, circuit court judge, state senator, state
16 representative to the assembly ~~and~~, district attorney, and member of a technical
17 college district board.

18 **SECTION 3.** 5.15 (1) (c) of the statutes is amended to read:

19 5.15 (1) (c) The wards established by municipal governing bodies under this
20 section on the basis of the published results of each federal decennial census of
21 population shall govern the adjustment of supervisory districts under s. 59.10 (2) (a)
22 and (3) (b) and of aldermanic districts under s. 62.08 (1) for the purpose of local
23 elections beginning on January 1 of the 2nd year commencing after the year of the
24 census until revised under this section on the basis of the results of the next
25 decennial census of population unless adjusted under sub. (2) (f) 4. or 6., (6) (a) or (7),

BILL

1 or unless adjusted, as a matter of statewide concern, in the enactment of legislative
2 districts under article IV, section 3, of the constitution on the basis of the most recent
3 decennial census of population.

4 **SECTION 4.** 5.15 (2) (f) 6. of the statutes is created to read:

5 5.15 (2) (f) 6. That part of a metropolitan sewerage district created under s.
6 200.23 required to create a subdistrict under s. 200.25 (7) (a) that has a population
7 which is, as nearly as practicable, equal to other subdistricts in the metropolitan
8 sewerage district.

9 **SECTION 5.** 5.58 (1r) of the statutes is amended to read:

10 5.58 (1r) TOWN SANITARY DISTRICT COMMISSION. There shall be a separate ballot
11 for members of the town sanitary district commission if commissioners are elected
12 under s. 60.74 and the boundaries of the district are not coterminous with one or more
13 towns, except as authorized in s. 5.655. Candidates for different seats shall be listed
14 in separate columns or rows if more than one seat is contested in any election.
15 Arrangement of the names on the ballot shall be determined by the town clerk of the
16 town whose board of supervisors directs the election in which the district is located
17 or, if located in more than one town, of the town containing the largest portion of the
18 equalized full value of taxable property within the district, in the same manner as
19 provided in s. 5.60 (1) (b).

20 **SECTION 6.** 5.58 (1t) of the statutes is created to read:

21 5.58 (1t) EXPOSITION DISTRICT BOARD OF DIRECTORS. There shall be a separate
22 ballot for members of the exposition district board of directors whenever the
23 exposition district is not coterminous with the boundaries of a single municipality,
24 except as authorized under s. 5.655. Candidates for different seats shall be listed in
25 separate columns or rows. Arrangement of the names on the ballot shall be

BILL**SECTION 6**

determined by the county clerk or executive director of the board of election commissioners of the county in which the greatest portion of the population of the district is located, in the same manner as provided under s. 5.60 (1) (b).

SECTION 7. 5.58 (1w) of the statutes is created to read:

5.58 (1w) PROFESSIONAL BASEBALL PARK DISTRICT BOARD. There shall be a separate ballot for members of the professional baseball park district board, except as authorized in s. 5.655. Arrangement of the names of candidates for different seats on the ballot shall be determined by the board in the same manner as provided in s. 5.60 (1) (b).

SECTION 8. 5.58 (2m) of the statutes is amended to read:

5.58 (2m) METROPOLITAN SEWERAGE COMMISSION. Except as authorized in s. 5.655, there shall be a separate ballot for members of the metropolitan sewerage commission ~~if commissioners are elected under s. 200.09 (11) (am), with.~~ In districts created under s. 200.23, the ballot shall list the names of the candidates for metropolitan sewerage commissioner from the subdistrict for the ward or election district in which the ballot is used. In other districts, the names of the candidates for different seats shall be listed in separate columns or rows if more than one seat is contested at any election. Arrangement of the names on the ballot shall be determined by the board, except that in metropolitan sewerage districts created under s. 200.23, arrangement of the names on the ballot shall be determined by the secretary of the metropolitan sewerage district.

SECTION 9. 5.58 (2s) of the statutes is created to read:

5.58 (2s) TECHNICAL COLLEGE DISTRICT BOARD. When required, there shall be a separate ballot for member of a technical college district board. Arrangement of the names on the ballot shall be determined by the elections board under s. 5.60 (1) (b).

BILL

1 The ballot shall be titled "Official Primary Ballot for ... (name of district) Technical
2 College District Board."

3 **SECTION 10.** 5.58 (3) of the statutes is amended to read:

4 5.58 (3) NAMES ON SPRING BALLOT. Only 2 candidates for state superintendent,
5 for any judicial office, for any elected seat on a metropolitan sewerage commission
6 or town sanitary district commission, for member of a technical college district board
7 from any election district, or for any seat on an exposition district board of directors,
8 a professional baseball park district board, a professional football stadium district
9 board, or a cultural arts district board, in counties having a population of 500,000 or
10 more only 2 candidates for member of the board of supervisors within each district,
11 in counties having a population of less than 500,000 only 2 candidates for each
12 member of the county board of supervisors from each district or numbered seat or
13 only 4 candidates for each 2 members of the county board of supervisors from each
14 district whenever 2 supervisors are elected to unnumbered seats from the same
15 district, in 1st class cities only 2 candidates for any at-large seat and only 2
16 candidates from any election district to be elected to the board of school directors, in
17 school districts electing school board members to numbered seats, or pursuant to an
18 apportionment plan or district representation plan, only 2 school board candidates
19 for each numbered seat or within each district, and twice as many candidates as are
20 to be elected members of other school boards or other elective officers receiving the
21 highest number of votes at the primary shall be nominees for the office at the spring
22 election. Only their names shall appear on the official spring ballot.

23 **SECTION 11.** 5.60 (1) (title) of the statutes is amended to read:

24 5.60 (1) (title) ~~STATE SUPERINTENDENT~~ NONPARTISAN STATE OFFICERS; JUDICIARY;
25 COUNTY EXECUTIVE AND; COUNTY SUPERVISORS SUPERVISOR; LOCAL DISTRICT OFFICERS.

BILL

1 **SECTION 12.** 5.60 (1) (aL) of the statutes is created to read:

2 5.60 (1) (aL) There shall be a separate ballot for the seat of each member of the
3 technical college district board in the election district when so required. The
4 elections board shall determine the official ballot arrangement for technical college
5 district board candidates by using the same method as that used under par. (b).

6 **SECTION 13.** 5.60 (1) (b) of the statutes is amended to read:

7 5.60 (1) (b) The board shall certify the candidates' names and designate the
8 official ballot arrangement for candidates for state superintendent, justice, court of
9 appeals judge, member of a technical college district board, member of a professional
10 baseball park district board, circuit judge and, if commissioners are elected under s.
11 200.09 (11) (am), the metropolitan sewerage commission if the metropolitan
12 sewerage district is organized under subch. I of ch. 200. The arrangement of names
13 of all candidates on the ballot whose nomination papers are filed with the board shall
14 be determined by the board by the drawing of lots not later than the 2nd Tuesday in
15 January, or the next day if the first Tuesday is a holiday. Whenever a primary is held
16 for an office, a 2nd drawing of all candidates for that office shall be held by or under
17 the supervision of the board not later than the 3rd day following the completion of
18 the primary canvass to determine the arrangement of candidates on the election
19 ballot. In metropolitan sewerage districts created under s. 200.23, arrangement of
20 the names on the ballot shall be determined by the secretary of the metropolitan
21 sewerage district using the same method as that used by the board under this
22 paragraph.

23 **SECTION 14.** 5.60 (4m) of the statutes is amended to read:

24 5.60 (4m) METROPOLITAN SEWERAGE COMMISSION. A separate ballot shall list the
25 names of all candidates for the metropolitan sewerage commission seats, if

BILL

1 ~~commissioners are elected under s. 200.09 (11) (am), except as authorized in s. 5.655.~~
2 The In districts created under s. 200.23, the ballot shall list the names of the
3 candidates for metropolitan sewerage commissioner from the subdistrict for the
4 ward or election district in which the ballot is used. In other districts, the names of
5 the candidates for the different seats shall be placed in separate columns or rows if
6 more than one seat is contested at any election.

7 **SECTION 15.** 5.60 (4n) of the statutes is created to read:

8 5.60 (4n) EXPOSITION DISTRICT BOARD OF DIRECTORS. A separate ballot shall list
9 the names of all candidates for the exposition district board of directors, except as
10 authorized under s. 5.655. The names of the candidates for the different seats shall
11 be placed in separate columns or rows.

12 **SECTION 16.** 5.60 (4p) of the statutes is created to read:

13 5.60 (4p) PROFESSIONAL BASEBALL PARK DISTRICT BOARD MEMBERS. A separate
14 ballot shall list the names of all candidates for the professional baseball park district
15 board, except as authorized under s. 5.655. The names of the candidates for the
16 different seats shall be placed in separate columns or rows.

17 **SECTION 17.** 5.60 (6m) of the statutes is amended to read:

18 5.60 (6m) TOWN SANITARY DISTRICT COMMISSION. Except as authorized in s. 5.655,
19 a separate ballot shall list the names of all candidates for town sanitary district
20 commission seats, if ~~commissioners are elected under s. 60.74~~ and the boundaries of
21 the district are not coterminous with the boundaries of one or more towns. The
22 names for different seats shall be placed in separate columns or rows if more than
23 one seat is contested at any election.

24 **SECTION 18.** 7.10 (1) (a) of the statutes is amended to read:

BILL

1 7.10 (1) (a) Each county clerk shall provide ballots for every election in the
2 county for all national, state and county offices, including metropolitan sewerage
3 commission elections ~~under s. 200.09 (11) (am)~~, for municipal judges elected under
4 s. 755.01 (4), for an exposition district board of directors whenever the exposition
5 district is not coterminous with the boundaries of a single municipality, and for state
6 and county referenda. The official and sample ballots shall be prepared in
7 substantially the same form as those prescribed by the board under s. 7.08 (1) (a).

8 **SECTION 19.** 7.51 (3) (b) of the statutes is amended to read:

9 7.51 (3) (b) For ballots which relate only to municipal or school district offices
10 or referenda, or offices or referenda of metropolitan sewerage districts created under
11 s. 200.23, the inspectors, in lieu of par. (a), after counting the ballots shall return
12 them to the proper ballot boxes, lock the boxes, paste paper over the slots, sign their
13 names to the paper and deliver them and the keys therefor to the municipal or school
14 district clerk or the secretary of the metropolitan sewerage district. For ballots that
15 relate to an exposition district for which ballots were provided by the county clerk
16 or board of election commissioners of a different county, the inspectors shall return
17 the ballot boxes and keys therefor to the county clerk or board of election
18 commissioners who provided the ballots. The clerk or secretary shall retain the
19 ballots until destruction is authorized under s. 7.23.

20 **SECTION 20.** 7.51 (3) (d) of the statutes is amended to read:

21 7.51 (3) (d) Except in municipalities where absentee ballots are canvassed
22 under s. 7.52, all absentee certificate envelopes which have been opened shall be
23 returned by the inspectors to the municipal clerk in a securely sealed carrier
24 envelope which is clearly marked "used absentee certificate envelopes". The
25 envelopes shall be signed by the chief inspector and 2 other inspectors. Except when

BILL

1 the ballots are used in a municipal or school district election only, or when the ballots
2 are used only in an election affecting a metropolitan sewerage district created under
3 s. 200.23, the municipal clerk shall transmit the used envelopes to the county clerk.

4 **SECTION 21.** 7.51 (4) (b) of the statutes is amended to read:

5 7.51 (4) (b) The chief inspector, or one of the inspectors appointed by him or her,
6 immediately after the votes are tabulated or counted at each election, shall report
7 the returns of the election to the municipal clerk for municipal elections or to the
8 school district clerk for school district elections, except in 1st class cities, or to the
9 secretary of the metropolitan sewerage district for elections in metropolitan
10 sewerage districts created under s. 200.23. The clerk or secretary shall then make
11 the returns public.

12 **SECTION 22.** 7.51 (5) (a) 2. and 3. and (b) of the statutes are amended to read:

13 7.51 (5) (a) 2. After recording the votes, the inspectors shall seal in a carrier
14 envelope outside the ballot bag or container one tally sheet and one poll list for
15 delivery to the county clerk, unless the election relates only to municipal or school
16 district offices or referenda or only to offices in metropolitan sewerage districts
17 created under s. 200.23.

18 3. The inspectors shall also seal the inspectors' statement, inside a separate
19 carrier envelope, and shall similarly seal in a separate carrier envelope one tally
20 sheet and one poll list for delivery to the municipal clerk. For school district
21 elections, except in 1st class cities, the inspectors shall seal one tally sheet and one
22 poll list for delivery to the school district clerk. For elections in metropolitan
23 sewerage districts created under s. 200.23, the inspectors shall similarly seal one
24 inspectors' statement, one tally sheet and one poll or registration list for delivery to
25 the secretary of the metropolitan sewerage district.

BILL

SECTION 22

1 (b) The municipal clerk shall deliver all ballots, statements, tally sheets, lists,
2 and envelopes relating to a school district election or a metropolitan sewerage
3 district election in districts created under s. 200.23 to the school district clerk or
4 secretary of the metropolitan sewerage district by 4 p.m. on the day following each
5 such election. The municipal clerk shall deliver the ballots, statements, tally sheets,
6 lists, and envelopes for his or her municipality relating to any county, technical
7 college district, state, or national election to the county clerk no later than 4 p.m. on
8 the day following each such election or, in municipalities where absentee ballots are
9 canvassed under s. 7.52, by 4. p.m. on the 2nd day following each such election, and
10 no later than 4 p.m. on the day after receiving any corrected returns under s. 6.221
11 (6) (b). The person delivering the returns shall be paid out of the municipal treasury.
12 Each clerk and secretary shall retain ballots, statements, tally sheets, or envelopes
13 received by the clerk or secretary until destruction is authorized under s. 7.23 (1).

14 **SECTION 23.** 7.53 (3n) of the statutes is created to read:

15 **7.53 (3n) METROPOLITAN SEWERAGE DISTRICT ELECTIONS.** In each metropolitan
16 sewerage district created under s. 200.23, the secretary of the district shall appoint
17 2 qualified electors of the district prior to the date of the election being canvassed who
18 shall, with the secretary, constitute the metropolitan sewerage district board of
19 canvassers. The secretary shall designate a deputy who shall perform the secretary's
20 duties as a member of the board of canvassers in the event that the secretary's office
21 is vacant or the secretary cannot perform his or her duties. The canvass shall begin
22 as soon as possible after receipt of the returns and shall continue, without
23 adjournment, until completed. The board of canvassers may return defective returns
24 to the municipal board of canvassers in the manner provided in s. 7.60 (3). The board
25 of canvassers shall prepare a written statement showing the numbers of votes cast

BILL

1 for each person for each office and shall prepare a determination showing the names
2 of the persons who are elected to the metropolitan sewerage commission. Following
3 each primary election, the board of canvassers shall prepare a statement showing the
4 names of persons who have won nomination to the office of metropolitan sewerage
5 commissioner. Each statement and determination shall be attested by each of the
6 canvassers. The board of canvassers shall file each statement and determination in
7 the metropolitan sewerage district office. The secretary of the district shall certify
8 nominations after each primary and issue certificates of election to persons who are
9 elected to the metropolitan sewerage commission after each election in the manner
10 provided under sub. (4).

11 **SECTION 24.** 7.60 (4) (a) of the statutes is amended to read:

12 7.60 (4) (a) The board of canvassers shall make separate duplicate statements
13 showing the numbers of votes cast for the offices of president and vice president; state
14 officials; U.S. senators and representatives in congress; state legislators; justice;
15 court of appeals judge; members of the technical college district boards; circuit
16 judges; district attorneys; and metropolitan sewerage commissioners, if the
17 commissioners are elected under s. 200.09 (11) (am); members of a professional
18 baseball park district board; members of a professional football stadium district
19 board; and members of an exposition district board whenever the boundaries of an
20 exposition district are not coterminous with the boundaries of a single municipality.
21 If a municipal judge elected under s. 755.01 (4) serves a municipality that is located
22 partially within the county and candidates for that judgeship file nomination papers
23 in another county, the board of canvassers shall prepare a duplicate statement
24 showing the numbers of votes cast for that judgeship in that county for transmittal
25 to the other county. For partisan candidates, the statements shall include the

BILL

SECTION 24

1 political party or principle designation, if any, next to the name of each candidate.
2 The board of canvassers shall also prepare a statement showing the results of any
3 county, technical college district or statewide referendum. Each statement shall
4 state the total number of votes cast in the county for each office; the names of all
5 persons for whom the votes were cast, as returned; the number of votes cast for each
6 person; and the number of votes cast for and against any question submitted at a
7 referendum. The board of canvassers shall use one copy of each duplicate statement
8 to report to the elections board, technical college district board or board of canvassers
9 of any other county and shall file the other statement in the office of the county clerk
10 or board of election commissioners.

11 **SECTION 25.** 7.60 (5) (a) of the statutes is amended to read:

12 7.60 (5) (a) Immediately following the canvass, the county clerk shall deliver
13 or send to the elections board, by 1st class mail, a certified copy of each statement of
14 the county board of canvassers for president and vice president, state officials,
15 senators and representatives in congress, state legislators, justice, court of appeals
16 judge, members of the technical college district boards, circuit judge, district
17 attorney, members of a professional baseball park district board, and metropolitan
18 sewerage commissioners, ~~if the commissioners are elected under s. 200.09 (11) (am)~~
19 in a metropolitan sewerage district organization under subch. I of ch. 200. The
20 statement shall record the returns for each office or referendum by ward, unless
21 combined returns are authorized under s. 5.15 (6) (b) in which case the statement
22 shall record the returns for each group of combined wards. Following primaries the
23 county clerk shall enclose on forms prescribed by the elections board the names,
24 party or principle designation, if any, and number of votes received by each candidate
25 recorded in the same manner. The county clerk shall deliver or transmit the certified

BILL

government accountability

statement to the elections board no later than 7 days after each primary except the September primary, no later than 10 days after the September primary and any other election except the general election, and no later than 14 days after the general election. The board of canvassers shall deliver or transmit a certified copy of each statement for any technical college district referendum to the secretary of the technical college district board.

SECTION 26. 7.70 (3) (d) of the statutes is amended to read:

7.70 (3) (d) When the certified statements and returns are received, the chairperson of the board or the chairperson's designee shall proceed to examine and make a statement of the total number of votes cast at any election for the offices involved in the election for president and vice president; a statement for each of the offices of governor, lieutenant governor, if a primary, and a joint statement for the offices of governor and lieutenant governor, if a general election; a statement for each of the offices of secretary of state, state treasurer, attorney general, and state superintendent; for U.S. senator; representative in congress for each congressional district; the state legislature; justice; court of appeals judge; technical college district board members; circuit judge; district attorney; ~~professional baseball park district board member~~; metropolitan sewerage commission, if the commissioners are elected under s. 200.09 (11) (am) commissioners in a district organized under subch. I of ch. 200; and for any referenda questions submitted by the legislature.

SECTION 27. 7.70 (6) of the statutes is created to read:

7.70 (6) TECHNICAL COLLEGE DISTRICT BOARD MEMBERS; DETERMINATIONS. The elections board shall transmit to the secretary of the technical college district board a copy of the certified determination of the chairperson of the elections board or his or her designee for the election of each member of any technical college district board.

BILL

1 **SECTION 28.** 7.70 (7) of the statutes is created to read:

2 7.70 (7) PROFESSIONAL BASEBALL PARK DISTRICT BOARD MEMBERS. The elections
3 board shall transmit to the secretary of the professional baseball park district a copy
4 of the certified determination of the chairperson of the elections board or his or her
5 designee for the election of each member of a professional baseball park district
6 board.

7 **SECTION 29.** 8.10 (3) (ae) of the statutes is created to read:

8 8.10 (3) (ae) For the office of member of the technical college district board from
9 any election district, not less than 200 nor more than 400 electors.

10 **SECTION 30.** 8.10 (3) (af) of the statutes is created to read:

11 8.10 (3) (af) For the office of member of a professional baseball park district
12 district board, not less than 400 nor more than 800 electors.

13 **SECTION 31.** 8.10 (3) (cm) of the statutes is amended to read:

14 8.10 (3) (cm) For county executives executive or member of a professional
15 football stadium district board in counties over 500,000 population, not less than
16 2,000 nor more than 4,000 electors.

17 **SECTION 32.** 8.10 (3) (d) of the statutes is amended to read:

18 8.10 (3) (d) For county executives executive or member of a professional football
19 stadium district board in counties between 100,000 and 500,000 population, not less
20 than 500 nor more than 1,000 electors.

21 **SECTION 33.** 8.10 (6) (a) of the statutes is amended to read:

22 8.10 (6) (a) For state offices or seats on a metropolitan sewerage commission,
23 ~~if the commissioners are elected under s. 200.09 (11) (am),~~ in a metropolitan
24 sewerage district organized under subch. I of ch. 200, in the office of the board.

25 **SECTION 34.** 8.10 (6) (f) of the statutes is created to read:

BILL

1 8.10 (6) (f) For metropolitan sewerage commissioners in districts created under
2 s. 200.23, with the secretary of the metropolitan sewerage district.

3 **SECTION 35.** 8.10 (6) (g) of the statutes is created to read:

4 8.10 (6) (g) For members of a professional baseball park district board, in the
5 office of the board.

6 **SECTION 36.** 8.11 (1) (a), (b) and (d) of the statutes are amended to read:

7 8.11 (1) (a) A primary may be held in any city for the nomination of candidates
8 for city office, for the office of exposition district board member in an exposition
9 district that is coterminous with the boundaries of the city, or for the office of cultural
10 arts district board member. When a majority of all the members of the governing
11 body of a city decide upon a spring primary for any specific election, they shall so
12 provide not later than 3 days after the deadline for filing nomination papers.

13 (b) Any city may provide by charter ordinance, under s. 66.0101, that whenever
14 3 or more candidates file nomination papers for a city office, for the office of exposition
15 district board member in an exposition district that is coterminous with the
16 boundaries of the city, or for the office of cultural arts district board member, a
17 primary to nominate candidates for the office shall be held.

18 (d) When the number of candidates for any city office, for the office of exposition
19 district board member in an exposition district that is coterminous with the
20 boundaries of the city, or for the office of cultural arts district board member does not
21 exceed twice the number to be elected to the office, no primary may be held for the
22 office and the candidates' names shall appear on the ballot for the ensuing election.

23 **SECTION 37.** 8.11 (2g) of the statutes is created to read:

24 8.11 (2g) METROPOLITAN SEWERAGE COMMISSION. (a) A primary shall be held in
25 a metropolitan sewerage district created under s. 200.23 whenever there are more

BILL

1 than twice the number of candidates to be elected to the metropolitan sewerage
2 district within any subdistrict.

3 (b) A primary shall be held in a metropolitan sewerage district organized under
4 subch. I of ch. 200 whenever there are more than twice the number of candidates to
5 be elected to any seat on the metropolitan sewerage commission.

6 **SECTION 38.** 8.11 (6) of the statutes is created to read:

7 8.11 (6) TECHNICAL COLLEGE DISTRICT BOARD MEMBERS. A primary shall be held
8 in an election for any seat on a technical college district board whenever there are
9 more than 2 candidates in any election district.

10 **SECTION 39.** 8.11 (7) of the statutes is created to read:

11 8.11 (7) TOWN SANITARY DISTRICT COMMISSION. A primary shall be held for any
12 seat on a town sanitary district commission in any district that is contained within
13 more than one town whenever there are more than 2 candidates for the office of
14 commissioner at any election.

15 **SECTION 40.** 8.11 (8) of the statutes is created to read:

16 8.11 (8) EXPOSITION DISTRICT BOARD OF DIRECTORS. A primary shall be held for
17 any seat on the board of directors of an exposition district in an exposition district
18 consisting of more than one municipality whenever there are more than 2 candidates
19 for that seat.

20 **SECTION 41.** 8.11 (9) of the statutes is created to read:

21 8.11 (9) PROFESSIONAL BASEBALL PARK DISTRICT BOARD. A primary shall be held
22 for any seat on the district board of a professional baseball park district whenever
23 there are more than 2 candidates for that seat.

24 **SECTION 42.** 8.11 (10) of the statutes is created to read:

BILL

1 8.11 (10) PROFESSIONAL FOOTBALL STADIUM DISTRICT BOARD. A primary shall be
2 held for any seat on the district board of a professional football stadium district
3 whenever there are more than 2 candidates for that seat.

4 **SECTION 43.** 9.10 (1) (a) of the statutes is amended to read:

5 9.10 (1) (a) The qualified electors of the state, of any county, city, village, town,
6 town sanitary district, of any congressional, legislative, judicial, technical college,
7 metropolitan sewerage, exposition, professional baseball park, professional football
8 stadium, cultural arts, or school district, of any subdistrict within a metropolitan
9 sewerage district created under s. 200.23, or of any prosecutorial unit may petition
10 for the recall of any incumbent elective official by filing a petition with the same
11 official or agency with whom nomination papers or declarations of candidacy for the
12 office are filed demanding the recall of the officeholder.

13 **SECTION 44.** 9.10 (2) (b) of the statutes is amended to read:

14 9.10 (2) (b) A recall petition for a city, village, town, town sanitary district, or
15 technical college, metropolitan sewerage, exposition, professional baseball park,
16 professional football stadium, cultural arts, or school district office shall contain a
17 statement of a reason for the recall which is related to the official responsibilities of
18 the official for whom removal is sought.

19 **SECTION 45.** 9.10 (2) (d) of the statutes is amended to read:

20 9.10 (2) (d) No petition may be offered for filing for the recall of an officer unless
21 the petitioner first files a registration statement under s. 11.05 (1) or (2) with the
22 filing officer with whom the petition is filed. The petitioner shall append to the
23 registration a statement indicating his or her intent to circulate a recall petition, the
24 name of the officer for whom recall is sought and, in the case of a petition for the recall
25 of a city, village, town, town sanitary district, or technical college, metropolitan

BILL**SECTION 45**

1 sewerage, exposition, professional baseball park, professional football stadium,
2 cultural arts, or school district officer, a statement of a reason for the recall which is
3 related to the official responsibilities of the official for whom removal is sought. No
4 petitioner may circulate a petition for the recall of an officer prior to completing
5 registration. The last date ~~that~~ on which a petition for the recall of an officer may
6 be offered for filing is 5 p.m. on the 60th day commencing after registration. After
7 the recall petition has been offered for filing, no name may be added or removed. No
8 signature may be counted unless the date of the signature is within the period
9 provided in this paragraph.

10 **SECTION 46.** 9.10 (3) (a) of the statutes is amended to read:

11 9.10 (3) (a) This subsection applies to the recall of all elective officials other
12 than city, village, town, town sanitary district, and technical college, metropolitan
13 sewerage, exposition, professional baseball park, professional football stadium,
14 cultural arts, and school district officials. City, village, town, town sanitary district,
15 and technical college, metropolitan sewerage, exposition, professional baseball park,
16 professional football stadium, cultural arts, and school district officials are recalled
17 under sub. (4).

18 **SECTION 47.** 9.10 (4) (a) of the statutes is amended to read:

19 9.10 (4) (a) Within 10 days after a petition for the recall of a city, village, town,
20 town sanitary district, or technical college, metropolitan sewerage, exposition,
21 professional baseball park, professional football stadium, cultural arts, or school
22 district official, is offered for filing, the officer against whom the petition is filed may
23 file a written challenge with the ~~municipal clerk or board of election commissioners~~
24 ~~or school district clerk~~ official or agency with whom it the petition is filed, specifying
25 any alleged insufficiency. If a challenge is filed, the petitioner may file a written

BILL

1 rebuttal to the challenge with the clerk or board of election commissioners official or
2 agency within 5 days after the challenge is filed. If a rebuttal is filed, the officer
3 against whom the petition is filed may file a reply to any new matter raised in the
4 rebuttal within 2 days after the rebuttal is filed. Within 14 days after the expiration
5 of the time allowed for filing a reply to a rebuttal, the clerk or board of election
6 commissioners official or agency shall file the certificate or an amended certificate.
7 Within 31 days after the petition is offered for filing, the clerk or board of election
8 commissioners official or agency shall determine by careful examination of the face
9 of the petition whether the petition is sufficient and shall so state in a certificate
10 issued by the official or agency attached to the petition. If the petition is found to be
11 insufficient, the certificate shall state the particulars creating the insufficiency. The
12 petition may be amended to correct any insufficiency within 5 days following the
13 affixing of the original certificate. Within 2 days after the offering of the amended
14 petition for filing, the clerk or board of election commissioners official or agency shall
15 again carefully examine the face of the petition to determine sufficiency and shall
16 attach to the petition a certificate stating the findings. Immediately upon finding an
17 original or amended petition sufficient, except in town sanitary districts, and
18 technical college, metropolitan sewerage, exposition, professional baseball park,
19 professional football stadium, and cultural arts districts, and cities over 500,000
20 population, the municipal clerk or school district clerk the official shall transmit the
21 petition to the governing body or to the school board. Immediately Except with
22 regard to a petition filed against a metropolitan sewerage commissioner or cultural
23 arts district board member, immediately upon finding an original or amended
24 petition sufficient, in cities over 500,000 population, the board of election
25 commissioners shall file the petition in its office. Immediately upon finding an

BILL

SECTION 47

1 original or amended petition offered for filing against a metropolitan sewerage
2 commissioner to be sufficient in a metropolitan sewerage district created under s.
3 200.23, the secretary of the metropolitan sewerage district shall file the petition in
4 his or her office and shall transmit a copy of the petition to the metropolitan sewerage
5 commission. Immediately upon finding an original or amended petition sufficient,
6 in a technical college district or a metropolitan sewerage district organized under
7 subch. I of ch. 200, the elections board shall file the petition in its office. Immediately
8 upon finding an original or amended petition offered for filing against a town
9 sanitary district commissioner to be sufficient in a town sanitary district, the
10 secretary of the district shall file the petition in his or her office and transmit a copy
11 to the town sanitary district commission. Immediately upon finding an original or
12 amended petition sufficient in an exposition district the boundaries of which are not
13 coterminous with the boundaries of a single municipality, the county clerk or board
14 of election commissioners shall file the petition in the office of the clerk or board of
15 election commissioners. Immediately upon finding an original or amended petition
16 sufficient in a professional baseball park district, the elections board shall file the
17 petition in its office. Immediately upon finding an original or amended petition
18 sufficient in a professional football stadium district, the county clerk or board of
19 election commissioners shall file the petition in the office of the clerk or board of
20 election commissioners. Immediately upon finding an original or amended petition
21 sufficient in a cultural arts district, the city clerk or board of election commissioners
22 shall file the petition in the office of the clerk or board of election commissioners.

23 **SECTION 48.** 9.10 (4) (d) of the statutes is amended to read:

24 9.10 (4) (d) Promptly upon receipt of a certificate or copy of the certificate issued
25 under par. (a), the governing body, school board, or county clerk, city clerk, board of

BILL

1 election commissioners, metropolitan sewerage commission, town sanitary district
2 commission, or elections board shall call a recall election. The recall election shall
3 be held on the Tuesday of the 6th week commencing after the date on which the
4 certificate is filed, except that if Tuesday is a legal holiday the recall election shall
5 be held on the first day after Tuesday which is not a legal holiday.

6 **SECTION 49.** 9.10 (7) of the statutes is amended to read:

7 9.10 (7) PURPOSE. The purpose of this section is to facilitate the operation of
8 article XIII, section 12, of the constitution and to extend the same rights to electors
9 of cities, villages, towns, town sanitary districts, and technical college, metropolitan
10 sewerage, exposition, professional baseball park, professional football stadium,
11 cultural arts, and school districts.

12 **SECTION 50.** 10.05 of the statutes is amended to read:

13 **10.05 Posting of notice.** Unless specifically designated elsewhere, this
14 section applies to villages, towns and, town sanitary districts, and technical college,
15 metropolitan sewerage, exposition, professional baseball park, professional football
16 stadium, cultural arts, and school districts. Whenever a notice is required to be
17 published, a village, town or, town sanitary district, or technical college,
18 metropolitan sewerage, exposition, professional baseball park, professional football
19 stadium, cultural arts, or school district may post 3 notices in lieu of publication
20 under ch. 985 whenever there is not a newspaper published within the village, town
21 or, town sanitary district, or technical college, metropolitan sewerage, exposition,
22 professional baseball park, professional football stadium, cultural arts, or school
23 district or whenever the governing body of the village, town or, town sanitary district,
24 or technical college, metropolitan sewerage, exposition, professional baseball park,
25 professional football stadium, cultural arts, or school district chooses to post in order

BILL**SECTION 56**

1 census information on which the district, or subdistrict is based, as certified by the
2 appropriate filing officer, but not more than \$2,500.

3 **SECTION 57.** 11.31 (1) (f) of the statutes is amended to read:

4 11.31 (1) (f) Candidates for representative to the assembly or member of a
5 technical college district board, \$17,250 total in the primary and election, with
6 disbursements not exceeding \$10,775 for either the primary or the election.

7 **SECTION 58.** 11.31 (1) (g) (intro.) of the statutes is amended to read:

8 11.31 (1) (g) (intro.) In any jurisdiction or district, other than a technical college
9 district or judicial district or circuit, with a population of 500,000 or more according
10 to the most recent federal census covering the entire jurisdiction or district:

11 **SECTION 59.** 11.31 (1) (g) 1. d. of the statutes is created to read:

12 11.31 (1) (g) 1. d. Candidates for metropolitan sewerage commissioner in a
13 district created under s. 200.23, \$17,250.

14 **SECTION 60.** 17.01 (9m) of the statutes is created to read:

15 17.01 (9m) By a town sanitary district officer, to the secretary of the district.

16 **SECTION 61.** 17.01 (10m) of the statutes is created to read:

17 17.01 (10m) By a member of a technical college district board, to the secretary
18 of the district board.

19 **SECTION 62.** 17.01 (11n) of the statutes is created to read:

20 17.01 (11n) By a member of the metropolitan sewerage commission in a district
21 created under s. 200.23, to the secretary of the metropolitan sewerage district. The
22 secretary shall immediately give a copy of each resignation under this subsection to
23 the elections board and to the county and municipal clerk or board of election
24 commissioners of each county and municipality that has territory within the district.

25 **SECTION 63.** 17.02 (2) of the statutes is created to read:

BILL

1 17.02 (2) TECHNICAL COLLEGE DISTRICT BOARD. Of the resignation of a member
2 of a technical college district board, by the secretary of the district board to the
3 elections board.

4 **SECTION 64.** 17.02 (5) of the statutes is created to read:

5 17.02 (5) METROPOLITAN SEWERAGE COMMISSIONERS. Of the resignation of a
6 commissioner of a metropolitan sewerage district in a district organized under
7 subch. I of ch. 200, by the secretary of the metropolitan sewerage district to the
8 elections board.

9 **SECTION 65.** 17.13 (intro.) of the statutes is amended to read:

10 **17.13 Removal of village, town, town sanitary district, school district,**
11 **technical college and district, family care district, and metropolitan**
12 **sewerage district officers.** (intro.) Officers of towns, town sanitary districts,
13 villages, school districts, technical college districts ~~and~~, family care districts, and
14 metropolitan sewerage districts created under s. 200.23 may be removed as follows:

15 **SECTION 66.** 17.13 (3) of the statutes is amended to read:

16 17.13 (3) ALL OFFICERS. Any officer of a village, town, town sanitary district,
17 school district or, technical college district officer, or metropolitan sewerage district
18 created under s. 200.23, elective or appointive, including those embraced within
19 subs. (1) and (2), by ~~the~~ a judge of the circuit court of ~~the~~ a circuit wherein the village,
20 town, town sanitary district, school district ~~or~~, technical college district, or
21 metropolitan sewerage district is situated, for cause.

22 **SECTION 67.** 17.17 (2) and (2m) of the statutes are created to read:

23 17.17 (2) TECHNICAL COLLEGE DISTRICT BOARD. In the office of member of a
24 technical college district board, by the secretary of the district board to the elections
25 board.

BILL

1 (2m) METROPOLITAN SEWERAGE DISTRICT COMMISSION. In the office of
2 commissioner of a metropolitan sewerage district created under subch. I of ch. 200,
3 by the secretary of the metropolitan sewerage district to the board.

4 **SECTION 68.** 17.27 (1g) of the statutes is created to read:

5 17.27 (1g) METROPOLITAN SEWERAGE COMMISSION SERVING 1ST CLASS CITY. Except
6 as provided in s. 9.10, a vacancy in the office of metropolitan sewerage commissioner
7 in any metropolitan sewerage district created under s. 200.23 may be filled by
8 temporary appointment of the remaining members of the commission. The
9 temporary appointee shall serve for the residue of the unexpired term or until a
10 successor is elected and qualified under this subsection, whichever occurs first. If
11 the vacancy occurs in any year after the first Tuesday in April and on or before
12 December 1, the vacancy shall be filled for the residue of the unexpired term, if any,
13 on the date of the next spring election. If the vacancy occurs in any year after
14 December 1 or on or before the first Tuesday in April, the vacancy shall be filled for
15 the residue of the unexpired term, if any, at the 2nd succeeding spring election.

16 **SECTION 69.** 17.27 (1m) of the statutes is amended to read:

17 17.27 (1m) METROPOLITAN OTHER METROPOLITAN SEWERAGE COMMISSION
18 COMMISSIONS. Vacancies in the office of any directly elected member of a metropolitan
19 sewerage commission in a metropolitan sewerage district organized under s. ~~200.09~~
20 ~~(11) (am)~~ subch. I of ch. 200 shall be filled by temporary appointment of the governor
21 until a successor is elected and qualified. A successor shall be elected in the manner
22 prescribed for filling vacancies in elective city offices under s. 17.23 (1) (a).

23 **SECTION 70.** 17.27 (3) of the statutes is repealed and recreated to read:

24 17.27 (3) TECHNICAL COLLEGE DISTRICT BOARD. Except as provided in s. 9.10, a
25 vacancy in the office of member of a technical college district board may be filled by

BILL

1 temporary appointment of the remaining members of the district board. The
2 temporary appointee shall serve until a successor is elected and qualifies. If the
3 vacancy occurs in any year after the first Tuesday in April and on or before December
4 1, the vacancy shall be filled for the residue of the unexpired term, if any, at the
5 succeeding spring election. If the vacancy occurs in any year after December 1 or on
6 or before the first Tuesday in April, the vacancy shall be filled for the residue of the
7 unexpired term, if any, at the 2nd succeeding spring election.

8 **SECTION 71.** 38.04 (15) of the statutes is repealed.

9 **SECTION 72.** 38.06 (6) of the statutes is created to read:

10 38.06 (6) Promptly upon issuance of a reorganization order by the board, the
11 director of the board shall transmit a copy of the order to the elections board.

12 **SECTION 73.** 38.08 (1) (a) of the statutes is repealed and recreated to read:

13 38.08 (1) (a) A district board shall administer the district and shall be composed
14 of 9 members who are residents of the district. The members shall be elected to
15 represent numbered election districts within each technical college district by the
16 electors of each election district at the spring election. Each member of the district
17 board shall be an elector of the numbered election district within the technical college
18 district for which he or she seeks office.

19 **SECTION 74.** 38.08 (1) (b) of the statutes is amended to read:

20 38.08 (1) (b) District board members shall take office on July 1 and shall serve
21 ~~staggered 3-year~~ 4-year terms.

22 **SECTION 75.** 38.08 (1) (c) of the statutes is created to read:

23 38.08 (1) (c) Promptly upon receipt of the determinations of the elections board
24 under s. 7.70 (6) and upon appointment of any person to fill a temporary vacancy on
25 the district board, the secretary of the district board shall send written notification

BILL

1 of the name and address of each member and expiration date of each member's term
2 to the director of the board.

3 **SECTION 76.** 38.08 (1g), (2) and (2m) of the statutes are repealed.

4 **SECTION 77.** 38.08 (6) of the statutes is created to read:

5 38.08 (6) (a) Within 90 days after the population count by block, established
6 in the decennial federal census of population, and maps showing the location and
7 numbering of census blocks become available in printed form from the federal
8 government or are published for distribution by an agency of this state or within 90
9 days after alteration of the boundaries of an existing district, the district board of
10 each existing district shall apportion and prescribe the boundaries of 9 numbered
11 election districts within the district, to be as nearly equal in population as possible.
12 Within 90 days after the creation of any new district, the board shall similarly
13 apportion and prescribe the boundaries of 9 numbered election districts within that
14 district. Alterations in election districts resulting from boundary changes to existing
15 districts may be made only to the extent required to facilitate the change. Insofar
16 as possible, each election district shall be compact and observe the community of
17 interest of existing neighborhoods. A detailed map and description of each election
18 district prescribed by a district board shall be prepared and transmitted by the
19 district board to the director of the board.

20 (b) All proposed district boundaries established by a district board under par.
21 (a) shall become effective only upon their approval by the board. If the board
22 disapproves the proposed boundaries, the district board shall submit a revised
23 districting plan for approval of the board. Upon approval of the election district
24 boundaries within any district, the board shall promulgate the boundaries

BILL

1 established under par. (a) as a rule under ch. 227. The boundaries shall become
2 effective on the effective date of the rule.

3 **SECTION 78.** 38.10 of the statutes is repealed.

4 **SECTION 79.** 60.72 (8) (a) of the statutes is amended to read:

5 60.72 (8) (a) After a town sanitary district has been established under sub. (6)
6 or (7), the town board shall appoint ~~or provide for the election of the initial~~
7 ~~commissioners or constitute itself as the commission~~ under s. 60.74 within 60 days
8 after the expiration of the review period under s. 60.73, if no appeal is filed, or within
9 60 days after the department's order is affirmed in a proceeding under s. 60.73. If
10 the town board does not appoint ~~or provide for the election of the initial~~
11 ~~commissioners or constitute itself as the commission~~, the department shall appoint,
12 ~~for 2-year terms~~, 3 commissioners who meet the residence and property-ownership
13 requirements of s. 60.75 (3). The initial appointed commissioners shall serve for the
14 term prescribed under s. 60.74 (3).

15 **SECTION 80.** 60.72 (8) (b) of the statutes is repealed.

16 **SECTION 81.** 60.72 (8) (d) of the statutes is amended to read:

17 60.72 (8) (d) The department shall file notice of ~~all appointments~~ the
18 appointment of the initial commissioners with the town clerk in each town in which
19 the district is located.

20 **SECTION 82.** 60.74 (1) of the statutes is repealed.

21 **SECTION 83.** 60.74 (2) of the statutes is repealed.

22 **SECTION 84.** 60.74 (3) (a) of the statutes is renumbered 60.74 (3) and amended
23 to read:

24 60.74 (3) ELECTION OF COMMISSIONERS. ~~If the town board provides for the~~
25 ~~election of commissioners, the~~ Upon creation of a district, the town board shall either

BILL**SECTION 84**

1 schedule the first election of ~~the first~~ commissioners at the next regular spring
2 election that follows the first November 15 that occurs after the district is created or
3 call a special election. If the town board schedules the first election of ~~the first~~
4 commissioners at the ~~next regular~~ spring election, the town board shall appoint
5 commissioners, ~~within the time limits specified in sub. (1) or (2),~~ to serve until the
6 3rd Monday of April in the year when the ~~next regular spring~~ election is held.

7 **SECTION 85.** 60.74 (3) (b) of the statutes is repealed.

8 **SECTION 86.** 60.74 (4) of the statutes is repealed.

9 **SECTION 87.** 60.74 (5) of the statutes is repealed.

10 **SECTION 88.** 60.74 (5m) of the statutes is repealed.

11 **SECTION 89.** 60.74 (6) of the statutes is repealed.

12 **SECTION 90.** 60.75 (1) (a) of the statutes is renumbered 60.75 (1) and amended
13 to read:

14 60.75 (1) NUMBER OF COMMISSIONERS. ~~Except as provided in par. (b), the~~ The
15 commission shall consist of 3 members.

16 **SECTION 91.** 60.75 (1) (b) of the statutes is repealed.

17 **SECTION 92.** 60.75 (2) (a) of the statutes is amended to read:

18 60.75 (2) (a) Except as provided in ~~pars. par. (b) and (c),~~ commissioners shall
19 serve for staggered 6-year terms.

20 **SECTION 93.** 60.75 (2) (b) of the statutes is amended to read:

21 60.75 (2) (b) ~~Except as provided under par. (c), of~~ Of the commissioners first
22 appointed or elected in a newly established town sanitary district, one shall be
23 appointed or elected for a term of 2 years, one for a term of 4 years and one for a term
24 of 6 years. If the commissioners first elected in a newly established town sanitary
25 district are elected at a special election, the town board shall specify shorter

BILL

1 staggered terms for the commissioners so that their successors may be elected at a
2 regular spring election.

3 **SECTION 94.** 60.75 (2) (c) of the statutes is repealed.

4 **SECTION 95.** 60.75 (2) (d) of the statutes is amended to read:

5 60.75 (2) (d) ~~An elected~~ A commissioner shall hold office until the 3rd Monday
6 of April in the year that his or her successor is elected. ~~An appointed commissioner~~
7 ~~shall hold office until a successor takes office.~~

8 **SECTION 96.** 60.75 (3) (a) of the statutes is amended to read:

9 60.75 (3) (a) Except as provided in par. (b) ~~or (e)~~, all commissioners shall be
10 residents of the town sanitary district.

11 **SECTION 97.** 60.75 (3) (b) of the statutes is amended to read:

12 60.75 (3) (b) ~~If commissioners are elected or appointed and if the sanitary~~
13 ~~district is composed primarily of summer resort property, at least one of the~~
14 ~~commissioners shall be a resident of the district. Any commissioner who is not a~~
15 ~~resident shall own property within the town sanitary district. If the commissioners~~
16 ~~are not all required to be residents of the district, the commission shall designate one~~
17 ~~or 2 seats as resident commissioners. No person is qualified to hold the seat of a~~
18 ~~resident commissioner who is not a resident of the sanitary district.~~

19 **SECTION 98.** 60.75 (3) (c) of the statutes is repealed.

20 **SECTION 99.** 60.75 (4) of the statutes is amended to read:

21 60.75 (4) VACANCIES. Any vacancy on ~~an elective or appointive~~ a commission
22 may be filled by appointment by the town board for the remainder of the unexpired
23 term. ~~Any vacancy on a commission consisting of town board supervisors remains~~
24 ~~vacant until a successor town board supervisor is appointed or elected.~~